



THE STATE  
of **ALASKA**

GOVERNOR MICHAEL J. DUNLEAVY

Department of Fish and Game

DIVISION OF HABITAT  
Southeast Region Office

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**FISH HABITAT PERMIT FH19-I-0075-GP  
GENERAL PERMIT**

**ISSUED:** June 25, 2019

**General Public:**

**RE: Stream No. 113-45-10030 OHV Crossing**  
Stream No. 113-45-10030  
Section 19, T 54S, R 61E, CRM (Sitka A-6)  
Location: 59.1753 N, 139.7647 W

Alaska Statute 16.05.871 requires that prior to crossing a specified waterbody with a wheeled or tracked vehicle an individual obtain a permit from the Alaska Department of Fish and Game. The Department has determined that both public interest and the proper protection of fish and game are served through the issuance of a general permit authorizing off-highway vehicle (OHV) crossings at the hardened ford on Stream No. 113-45-10030 on the west side of Kruzof Island.

**Activity Description**

Year round OHV crossings on Stream No. 113-45-10030 (Figure 1).

**Anadromous Fish Act**

Stream No. 113-45-10030 has been specified as being important for the spawning, rearing, or migration of anadromous fishes pursuant to AS 16.05.871(a). Stream No. 113-45-10030 provides habitat for coho, chum, and pink salmon.

In accordance with AS 16.05.871(d), public OHV crossings are approved, subject to the activity description above and the terms of this permit.

**Permit Terms**

This letter constitutes a permit issued under the authority of AS 16.05.871 and must be retained on site during project activities. Please be advised that this determination applies only to Division of Habitat regulated activities; other agencies also may have jurisdiction under their respective authorities. This determination does not relieve you of your responsibility to secure other permits; state, federal, or local. You are still required to comply with all other applicable laws.

You are responsible for the actions of contractors, agents, or other persons who perform work to accomplish the approved project. For any activity that significantly deviates from the approved plan, you shall notify the Division of Habitat and obtain written approval in the form of a permit amendment before beginning the activity. Any action that increases the project's overall scope or that negates, alters, or minimizes the intent or effectiveness of any provision contained in this permit will be deemed a significant deviation from the approved plan. The final determination as to the significance of any deviation and the need for a permit amendment is a Division of Habitat responsibility. Therefore, we recommend you consult the Division of Habitat before considering any deviation from the approved plan.


You shall give an authorized representative of the state free and unobstructed access to the permit site, at safe and reasonable times, for the purpose of inspecting or monitoring compliance with any provision of this permit. You shall furnish whatever assistance and information the authorized representative reasonably requires for monitoring and inspection purposes. In addition to the penalties provided by law, this permit may be terminated or revoked for failure to comply with its provisions or failure to comply with applicable statutes and regulations. You shall mitigate any adverse effect upon fish or wildlife, their habitats, or any restriction or interference with public use that the commissioner determines was a direct result of your failure to comply with this permit or any applicable law.

You shall indemnify, save harmless, and defend the department, its agents, and its employees from any and all claims, actions, or liabilities for injuries or damages sustained by any person or property arising directly or indirectly from permitted activities or your performance under this permit. However, this provision has no effect if, and only if, the sole proximate cause of the injury is the department's negligence.

You may appeal this permit decision relating to AS 16.05.871 in accordance with the provisions of AS 44.62.330-630.

If you have any questions, please call the Douglas Division of Habitat at (907) 465-4105.

Sincerely,  
Doug Vincent-Lang  
Commissioner

  
By Kate Kanouse  
Southeast Regional Supervisor

Email cc:

Al Ott, ADF&G Habitat, Fairbanks  
ADF&G Habitat Staff, Douglas  
Troy Tydingco, ADF&G/SF, Sitka  
Eric Coonradt, ADF&G/CF, Sitka  
Stephen Bethune, ADF&G/WC, Sitka

Sgt. Matt Dobson, DPS/AWT, Juneau  
Linda Speerstra, USACE, Sitka  
Douglas Cooper, USFWS, Juneau  
Cindy Hartmann Moore, NMFS, Juneau  
Perry Edwards, USFS, Sitka



Figure 1.—Stream No. 113-45-10030 ford location map.